

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	
)	Case No. 12-12020 (MG)
)	
RESIDENTIAL CAPITAL, LLC, <u>et al.</u> ,)	Chapter 11
)	
Debtors.)	Jointly Administered
)	

**ORDER DENYING MOTION OF DEBORAH BOLLINGER AND
BRYAN BUBNICK FOR RELIEF FROM AUTOMATIC STAY AS TO
GMAC MORTGAGE, LLC AND RESIDENTIAL CAPITAL, LLC**

Upon consideration of the *Motion Of Deborah Bollinger And Bryan Bubnick* (the “**Movants**”) *For Relief From Automatic Stay As To GMAC Mortgage, LLC And Residential Capital, LLC* (ECF Doc. # 677) (the “**Motion**”);¹ and it appearing that this Court has jurisdiction to consider the Motion pursuant to 28 U.S.C. §§ 157 and 1334; and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and upon consideration of the *Memorandum of Law in Support of Motion of Deborah Bollinger and Bryan Bubnick for Relief from Automatic Stay as to GMAC Mortgage, LLC and Residential Capital, LLC* (ECF Doc. # 678), the *Declaration of Robert L. Schug in Support of Motion of Deborah Bollinger and Bryan Bubnick for Relief from Automatic Stay as to GMAC Mortgage, LLC and Residential Capital, LLC* (ECF Doc. # 679), the *Debtors’ Objection to Motion of Deborah Bollinger and Bryan Bubnick for Relief from Automatic Stay as to GMAC Mortgage, LLC and Residential Capital, LLC* (ECF Doc. # 1706), and the *Reply Memorandum in Support of Motion of Deborah Bollinger and Bryan Bubnick for Relief from Automatic Stay as to GMAC Mortgage, LLC and Residential Capital,*

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Motion.

LLC (ECF Doc. # 1733); and upon the arguments and statements in support of and in opposition to the Motion presented at the hearing before the Court held on October 10, 2012; and after due deliberation; it is hereby

ORDERED ADJUDGED, AND DECREED THAT:

1. For the reasons stated on the record at the hearing, the Motion is **DENIED** without prejudice to Movants' right to seek relief from the automatic stay at a future date.
2. The automatic stay of section 362(a) of the Bankruptcy Code is lifted solely to the extent necessary to permit a status conference to be held in the action pending before the United States District Court for the Western District of Washington, captioned Bollinger, et al. v. Residential Capital, LLC, et al., Civ No. 2:10-01123 (RSM) (the "**Washington Action**").
3. This Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: October 19, 2012
New York, New York

/s/Martin Glenn
MARTIN GLENN
United States Bankruptcy Judge